



# COUNTY OF LOS ANGELES

## DEPARTMENT OF PUBLIC WORKS

*"To Enrich Lives Through Effective and Caring Service"*

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DONALD L. WOLFE, Director

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December 29, 2005

IN REPLY PLEASE

REFER TO FILE: EP-4

The Honorable Board of Supervisors  
County of Los Angeles  
383 Kenneth Hahn Hall of Administration  
500 West Temple Street  
Los Angeles, CA 90012

Dear Supervisors:

**ANNUAL GARBAGE COLLECTION AND DISPOSAL SERVICE FEE REPORT  
BELVEDERE GARBAGE DISPOSAL DISTRICT  
SUPERVISORIAL DISTRICT 1  
4 VOTES AT HEARING**

**IT IS RECOMMENDED THAT YOUR BOARD AFTER THE PUBLIC HEARING:**

1. Find that the adoption of the enclosed Annual Garbage Collection and Disposal Service Fee Report, Fiscal Year 2006-07, for the Belvedere Garbage Disposal District (Enclosure A) and proposed Ordinance is for the purpose of meeting operating expenses and, therefore, is exempt from the California Environmental Quality Act pursuant to Section 21080(b)8 of the Public Resources Code.
2. Adopt the report and introduce, waive reading, and adopt by a two-thirds vote the proposed Ordinance (Enclosure B) amending Chapter 20.90 of the Los Angeles County Code to increase the Annual Garbage Collection and Disposal Service Fee for the Belvedere Garbage Disposal District (GDD) and provide for such fee to be collected on the tax roll, if there is no majority protest.

**PURPOSE/JUSTIFICATION OF RECOMMENDATION**

In September 1980, your Board adopted several Ordinances establishing service fees to supplement property taxes to provide for refuse collection and disposal services in

various Garbage Disposal Districts in the County of Los Angeles, including the Belvedere GDD.

Currently, each parcel of real property within the Belvedere GDD is assessed an annual service fee based on the number of refuse units. The number of refuse units assigned to each parcel of real property is based on the current property use classification derived from the County Assessor's tax roll. The number of units per parcel varies from one-half unit for a vacant parcel to 18 units for a community shopping center. A parcel containing a single-family residential unit has been assigned one refuse unit. Based on this formula, each single-family residence is currently charged \$108 per year in the Belvedere GDD. Multi-family residential and certain commercial and industrial parcels are assessed higher amounts based on their current property use classification.

The current annual service fee for the Belvedere GDD has been in effect since July 2002. The estimated revenues from the service fee at the current rate, together with projected property tax revenues, will not be sufficient to finance the final year (Fiscal Year 2006-07) of the Belvedere GDD's current five-year contract for refuse, recyclable materials, and green waste collection services. The Belvedere GDD has used a combination of service fee revenues, property taxes, and reserves to fund its operations. The Belvedere GDD's reserves have allowed the service fee to be maintained at the current rate for the last four years, which is approximately 50 percent of the average residential cost throughout the County of Los Angeles. The ad valorem tax cut experienced by the Belvedere GDD in the last two years and the depleting reserves necessitate an increase in the service fee to meet the Belvedere GDD's current operational costs.

Based on the above, it is recommended that the current annual service fee be increased to \$152 per refuse unit (\$12.67 per refuse unit per month) beginning in Fiscal Year 2006-07. Despite the increase, this rate is approximately 29 percent lower than the average residential rate among neighboring cities and communities providing similar services. It is essential that the operation of the refuse collection and disposal services within the Belvedere GDD be continued without interruption and at a reasonable cost to protect the environment and health and safety of the Belvedere GDD's residents and the general public.

The collection of the service fee on the tax roll remains the most cost-effective mechanism for the billing and accounting of these fees.



### **Implementation of County Strategic Plan Goals**

This action is consistent with the County Strategic Plan Goal of Fiscal Responsibility as the proposed service fee will provide sufficient funds to continue the refuse collection and disposal services within the Belvedere GDD without interruption. It also satisfies the goal of Service Excellence since providing continuous, automated refuse collection and disposal services to residents and business establishments within the Belvedere GDD improves the quality of life and protects the public health and safety in the Belvedere GDD.

### **FISCAL IMPACT/FINANCING**

We anticipate that based on approximately 35,000 service units on record, the recommended annual service fee increase of \$44 per service unit will generate an estimated additional annual revenue of \$1,537,000 for the Belvedere GDD which will allow us to meet operating expenses for Fiscal Year 2006-07.

### **FACTS AND PROVISIONS/LEGAL REQUIREMENTS**

A new or increased fee for refuse collection services may be imposed by an ordinance approved by a two-thirds vote of your Board. In addition, an ordinance or resolution approved by a two-thirds vote is required to have the approved fee collected on the tax roll (Sections 5471 and 5473 of the California Health and Safety Code). The proposed Ordinance (Enclosure B) has been reviewed and approved as to form by County Counsel.

Article XIID, Section 6, of the California Constitution requires that a written notice be provided to the record owner of all identified parcels of property within the Belvedere GDD by U.S. mail of the amount of the proposed annual garbage collection and disposal service fee imposed upon each parcel; the basis upon which the amount of the service fee was calculated; the reason for the service fee; and the date, time, and location of a public hearing on the proposed service fee. The public hearing is to be conducted not less than 45 days from the date of the notification. The imposition of a service fee for refuse collection services is exempt from voter approval.

Pursuant to Section 5473 of the California Health and Safety Code, a report entitled Annual Garbage Collection and Disposal Service Fee Report, Fiscal Year 2006-07, for the Belvedere GDD (Enclosure A) has been prepared and filed with the Executive Officer-Clerk of the Board of Supervisors. The report contains a description of each parcel receiving refuse collection service and the amount of the fee for each parcel for

the year, computed in conformity with the fee prescribed by the proposed Ordinance. Section 5473.1 of the California Health and Safety Code requires that notice of the filing of this report and of a time and place of hearing thereon (Enclosure C) be published once a week for two successive weeks in a newspaper of general circulation pursuant to Section 6066 of the Government Code and mailed to the owners of all parcels described in the report.

At the hearing, your Board shall hear and consider all protests to the report or against the proposed service fee. If the Board finds that protests to the report are made by the owners of a majority of parcels described in the report, the report shall not be adopted and the fee, if approved, shall be collected separately from the tax roll. If written protests against the fee are presented by a majority of owners of the identified parcels, the fee shall not be imposed.

#### **ENVIRONMENTAL DOCUMENTATION**

Adoption of the enclosed report and of the proposed Ordinance to increase the garbage collection and disposal service fee for the Belvedere GDD and to provide for the collection of the fee on the tax roll is for the purpose of meeting operating expenses and, therefore, is exempt from the California Environmental Quality Act pursuant to Section 21080(b)8 of the Public Resources Code.

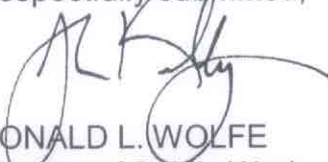
#### **IMPACT ON CURRENT SERVICES**

The collection of the service fee on the tax roll will allow the continued provision of refuse collection and disposal, and materials and green waste recycling services to all residential, commercial, and industrial customers within the Belvedere GDD.

**CONCLUSION**

Upon approval, please return two adopted copies of this letter and report to Public Works. In addition, please file a copy of the report with the Auditor-Controller on or before August 10, 2006.

Respectfully submitted,



DONALD L. WOLFE  
Director of Public Works

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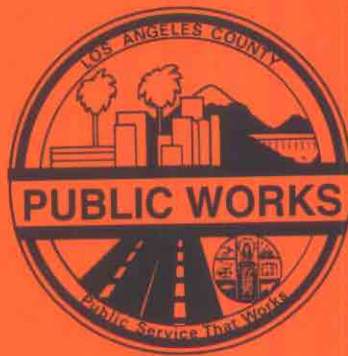
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cc: Auditor-Controller  
Chief Administrative Office  
County Counsel



**Annual Garbage Collection  
And Disposal Service Fee Report  
Fiscal Year 2006-07  
For  
Belvedere  
Garbage Disposal District**



**Prepared By:**  
  
**County of Los Angeles  
Department of Public Works  
Environmental Programs Division**

**COUNTY OF LOS ANGELES  
DEPARTMENT OF PUBLIC WORKS  
ANNUAL GARBAGE COLLECTION AND DISPOSAL SERVICE FEE REPORT  
FISCAL YEAR 2006-07  
BELVEDERE GARBAGE DISPOSAL DISTRICT  
PAGE 1 of 2**

**INTRODUCTION**

The California Health and Safety Code, Section 5470, et seq., requires that if existing garbage collection and disposal service fees are to be continued and collected on the tax roll, a report shall be prepared each year and filed with the Clerk of the Board of Supervisors. The report shall contain a description of each parcel receiving such services and the amount of the fee for each parcel for the year. The Clerk shall file a copy of the report with the Auditor-Controller on or before August 10 of each year, with a statement that the report has been finally adopted by the Board of Supervisors, and the Auditor-Controller shall enter the amounts of the fees against the respective parcels of land as they appear on the current assessment roll. This report has been prepared to fulfill said requirements.

**DISTRICT-SPECIFIC INFORMATION**

The Belvedere Garbage Disposal District (GDD) provides refuse, recyclable materials, and green waste collection services to approximately 19,050 parcels with an estimated population of 130,000 residents. The Belvedere GDD encompasses only County unincorporated territory as shown in Attachment A.

It is essential that operation of the refuse collection and disposal services within the Belvedere GDD be continued without interruption to protect the environment and health and safety of the Belvedere GDD's residents, businesses, and the general public. The necessary funds must be available to pay the cost of refuse, recyclable materials, and green waste collection services and administration of the Belvedere GDD's contract.

**ANNUAL GARBAGE COLLECTION AND DISPOSAL SERVICE FEE**

In September 1980, the County of Los Angeles Board of Supervisors adopted an Ordinance establishing a service fee to supplement property taxes for refuse, recyclable materials, and green waste collection disposal services provided in the Belvedere GDD. The collection of the service fee on the tax roll is the most cost-effective mechanism for the billing and accounting of the fees.

The existing service fee for the Belvedere GDD is established in the Los Angeles County Code, Chapter 20.90, Part 3 (Attachment B). The annual service fee levied upon each parcel of real property within the Belvedere GDD is computed by multiplying the refuse unit fee by the number of refuse units assigned to the property use classification of the parcel, as shown in Table 1 of Section 20.90.150 of the County Code. The number of refuse units per parcel varies from one-half unit for a vacant

**COUNTY OF LOS ANGELES  
DEPARTMENT OF PUBLIC WORKS  
ANNUAL GARBAGE COLLECTION AND DISPOSAL SERVICE FEE REPORT  
FISCAL YEAR 2006-07  
BELVEDERE GARBAGE DISPOSAL DISTRICT  
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parcel to 18 units for a community shopping center. A parcel containing a single-family residential unit has been assigned one refuse unit.

The refuse unit fee for the Belvedere GDD as indicated in Section 20.90.130 of the County Code is being increased from \$108 per unit to \$152 per unit effective Fiscal Year 2006-07. Accordingly, all single-family residences within the Belvedere GDD will be assessed a total of \$152 annually for refuse, recyclable materials, and green waste collection services. Multi-family residential and certain commercial and industrial properties are charged a higher amount based on their property use classification.

**IDENTIFICATION OF PARCELS TO BE CHARGED**

Attachment C lists all parcels of real property within the Fiscal Year 2006-07 Tax Rate Areas for the Belvedere GDD. These parcels of real property are further described in maps on file in the office of the County Assessor. These parcels of real property will be charged the appropriate service fee, computed as described above.

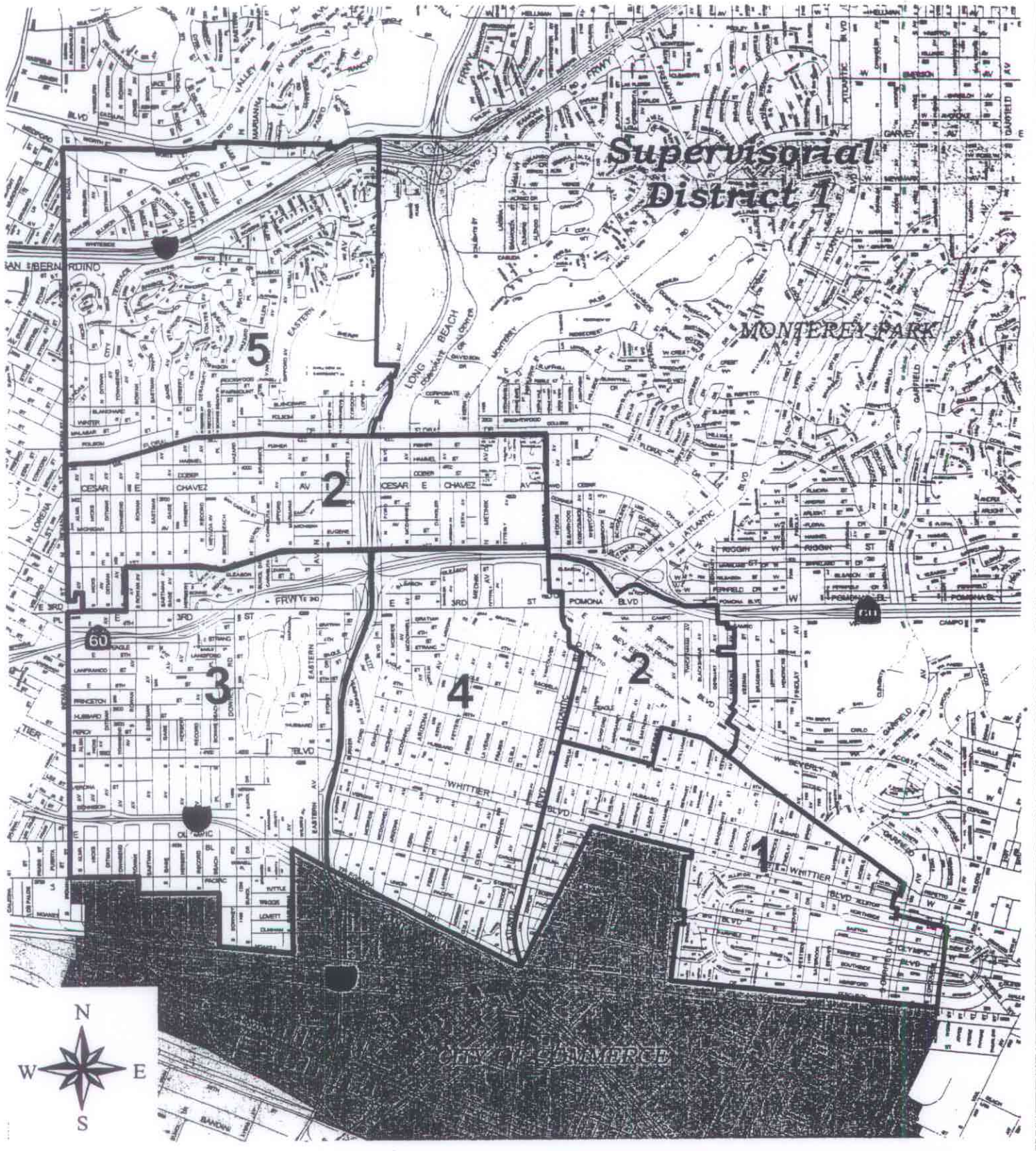
A map showing the boundaries of the Belvedere GDD is included in Attachment A.

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ATTACHMENT A  
BELVEDERE  
GARBAGE DISPOSAL DISTRICT



AREA

REGULAR  
PICK-UP

1

Monday

2

Tuesday

3

Wednesday

4

Thursday

5

Friday

## Belvedere Garbage Disposal Districts

0.2 0 0.2 0.4 Miles



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ATTACHMENT B  
BELVEDERE  
GARBAGE DISPOSAL DISTRICT



### Part 3

#### BELVEDERE GARBAGE DISPOSAL DISTRICT

##### Sections:

- 20.90.100 Title for citation.
- 20.90.110 Purpose of provisions — Basis for service fee.
- 20.90.120 Definitions.
- 20.90.130 Service fees.
- 20.90.140 Collection of charges.
- 20.90.150 Table 1 — Refuse units for various property uses.

**20.90.100 Title for citation.** The ordinance codified in Part 3 of Chapter 20.90 shall be known as the "garbage collection and disposal service fee ordinance" of the Belvedere Garbage Disposal District and may be cited as such. (Ord. 12218 Art. 1 § 101, 1980.)

**20.90.110 Purpose of provisions — Basis for service fee.** The District is responsible for providing garbage collection and disposal within its boundaries. The amount of money from ad valorem taxes available to the District is inadequate to fund the cost of service. The District's collection and disposal service must be continued without interruption in order to protect the public health and safety of the residents therein and the general public. It is, therefore, necessary to impose a garbage collection and disposal service fee upon the properties within the District. The voters of the District have approved imposition of the fee. In order to avoid the substantial costs of establishing a billing system for the collection of fees, the board of supervisors finds that the fees should be collected on the tax roll. Due to the legal deadlines for such tax collection, it is necessary for the ordinance codified in this part to be effective by September 25, 1980. Since the District's services are required for the collection and disposal of garbage, the board of supervisors finds that the most equitable basis upon which to base the service fee will be according to the current property use classification derived from the assessor's tax rolls. (Ord. 12218 Art. 1 § 102, 1980.)

**20.90.120 Definitions.** A. "District" means the Belvedere Garbage Disposal District.

B. "Board" means the board of supervisors of the county of Los Angeles.

C. "Parcel of real property" means a parcel of real property as shown on the

20.90.120

local secured tax rolls of the county of Los Angeles. (Ord. 12218 Art. 2 §§ 201, 202, 203, 1980.)

**20.90.130 Service fees.** A. An annual garbage collection and disposal service fee is levied upon parcels of real property in the District for the services provided by the District.

B. The amount of the fee for each parcel shall be computed by multiplying the refuse unit fee by the number of refuse units assigned to the property use classification of the parcel as shown in Table 1, codified in Section 20.90.150. The refuse unit fee is \$108.00 per unit.

C. This fee shall be in addition to any ad valorem taxes levied on such property. The current property use classification and the refuse units assigned to each property use are as set forth in Table 1. (Ord. 2002-0044 § 1, 2002: Ord. 95-0030 § 1, 1995: Ord. 94-0033 § 1, 1994: Ord. 88-0104 § 2, 1988: Ord. 85-0117U § 2, 1985: Ord. 84-0103 § 4, 1984: Ord. 83-0148U § 3, 1983: Ord. 82-0181 § 3, 1982: Ord. 12398 § 1, 1981: Ord. 12218 Art. 3 § 301, 1980.)

**20.90.140 Collection of charges.** The garbage collection and disposal service fee shall be collected for each fiscal year on the tax roll at the same time and in the same manner as the general taxes of the county of Los Angeles. (Ord. 84-0103 § 5, 1984: Ord. 83-0148U § 4, 1983: Ord. 82-0181 § 4, 1982: Ord. 12398 § 2 (part), 1981: Ord. 12218 Art. 4 § 401, 1980.)

**20.90.150 Table 1 — Refuse units for various property uses.**

**Table 1**

**Belvedere**

<b>Current Property Use Classification</b>	<b>Refuse Units</b>
Vacant residential parcels (more than 15 feet in width)	0.5
Single residential units	1
Duplex, double or two units	2
Three residential units (any combination)	3
Four residential units (any combination)	4
Five or more residential units (per unit)	1
Modular homes	1
Rooming houses	1
Mobile home parks	5
Vacant commercial land	0.5
Vacant commercial establishments	1
Miscellaneous commercial	2
Stores	3
Store and office combinations	4
Store and residential combinations	4
Supermarkets	4
Markets, less than 6,000 square feet	2
Shopping centers (neighborhood and community)	18
Shopping centers (regional)	18

Office buildings	5
Hotels — 50 rooms and over	5
Motels — 5 units and over	5
Motel/hotel and apartment combinations	7
Professional buildings	5
Restaurants	6
Wholesale and manufacturing outlets	2
Banks, savings and loan	2
Service shops, laundries, radio and TV repair	3
Service stations, full-service	3
Service stations, self-service	2
Sales recreation equipment	3
Auto service shops (body and fender garage)	3
Used car sales	2
Car wash	3
Parking lots (commercial use properties)	1
Animal kennels	5
Nurseries or greenhouses	10
Vacant industrial land	0.5
Vacant industrial establishments	1
Miscellaneous industrial	2
Light manufacturing	4
Vacant heavy manufacturing	1
Heavy manufacturing	2
Warehousing, distribution or storage — Under 10,000 square feet	4
Warehousing, distribution — Over 10,000 square feet	5
Food processing plants	6
Motion picture, radio and TV industries	2
Lumberyards	2
Mineral processing	2
Parking lots (industrial use properties)	1
Open storage	2
Dairies	2
Theaters	3
Bowling alleys	5
Clubs, lodge halls and fraternal organizations	5
Auditoriums, stadiums and amphitheaters	5
Gymnasiums and health spas	2
Skating rinks	5
Churches	1
Church parking lots	0.5
Private schools	3
Hospitals	5
Homes for the aged and others	3



20.90.150

Cemeteries and mausoleums	3
Mortuaries, funeral homes	10
Utility, pumping plants, state assessed properties	1
Petroleum and gas	1

(Ord. 84-0103 § 6, 1984; Ord. 12398 § 2 (part), 1981; Ord. 12218 Art. 5 Table I, 1980.)

ATTACHMENT C

BELVEDERE  
GARBAGE DISPOSAL DISTRICT

**BELVEDERE GARBAGE DISPOSAL DISTRICT  
GARBAGE COLLECTION AND DISPOSAL SERVICE FEE**

**LIST OF TAX RATE AREAS**

2006-07		
ACCOUNT NO.	ANNUAL FEE PER REFUSE UNIT (\$)	TAX RATE AREA
03331	152.00	00373
03331	152.00	00841
03331	152.00	00917
03331	152.00	00927
03331	152.00	00928
03331	152.00	00932
03331	152.00	00940
03331	152.00	00960
03331	152.00	00964
03331	152.00	00984
03331	152.00	00985
03331	152.00	00986
03331	152.00	00987
03331	152.00	00995
03331	152.00	00996
03331	152.00	00997
03331	152.00	01008
03331	152.00	01010
03331	152.00	01019
03331	152.00	01040
03331	152.00	01076
03331	152.00	01084
03331	152.00	01091
03331	152.00	01097
03331	152.00	01318
03331	152.00	06288
03331	152.00	06289
03331	152.00	06291
03331	152.00	06404
03331	152.00	06435
03331	152.00	06457
03331	152.00	06459
03331	152.00	06467



BELVEDERE GARBAGE DISPOSAL DISTRICT  
GARBAGE COLLECTION AND DISPOSAL SERVICE FEE

LIST OF TAX RATE AREAS

ACCOUNT NO.	2006-07	
	ANNUAL FEE PER REFUSE UNIT (\$)	TAX RATE AREA
03331	152.00	06468
03331	152.00	06480
03331	152.00	06484
03331	152.00	06486
03331	152.00	12683
03331	152.00	13530
03331	152.00	13531
03331	152.00	13532
03331	152.00	13533
03331	152.00	13534

## ANALYSIS

This ordinance amends Title 20 – Utilities of the Los Angeles County Code to increase the annual garbage collection and disposal service fee on each parcel of real property within the Belvedere Garbage Disposal District. The ordinance further provides for the continued collection of the fee on the tax roll.

RAYMOND G. FORTNER, JR.  
County Counsel

By



MICHAEL MOORE  
Deputy County Counsel  
Public Works Division

MM:gm

10/18/05 (requested)

10/21/05 (revised)

**ORDINANCE NO. \_\_\_\_\_**

An ordinance amending Title 20 - Utilities of the Los Angeles County Code, relating to the annual garbage collection and disposal service fee for the Belvedere Garbage Disposal District.

The Board of Supervisors of the County of Los Angeles ordains as follows:

**SECTION 1.** Section 20.90.130 is hereby amended to read as follows:

**20.90.130 Service fees.**

A. An annual garbage collection and disposal service fee is levied upon parcels of real property in the District for the services provided by the District.

B. The amount of the fee for each parcel shall be computed by multiplying the refuse unit fee by the number of refuse units assigned to the property use classification of the parcel as shown in Table 1, codified in Section 20.90.150. The refuse unit fee is ~~\$408~~152.00 per unit, beginning with 2006-07 fiscal year.

C. This fee shall be in addition to any ad valorem taxes levied on such property. The current property use classification and the refuse units assigned to each property use are as set forth in Table 1.

[2090130MMCC]